

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James Paul Aery,

Case No. 22-cv-1158 (WMW/JFD)

Plaintiff,

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

v.

Lee Anderson, Katherine Obryan, and
Beltrami County,

Defendants.

This matter is before the Court on the June 7, 2022 Report and Recommendation (R&R) of United States Magistrate Judge John F. Docherty. (Dkt. 5.) No objections to the R&R have been filed. In the absence of timely objections, this Court reviews a R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the R&R, the Court finds no clear error.

Based on the R&R and all the files, records, and proceedings herein, **IT IS HEREBY ORDERED:**

1. The June 7, 2022 R&R, (Dkt. 5), is **ADOPTED**.
2. Plaintiff James Paul Aery's complaint, (Dkt. 1), is **DISMISSED WITHOUT PREJUDICE**.
3. Plaintiff James Paul Aery's application to proceed *in forma pauperis*, (Dkt. 4), is **DENIED AS MOOT**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: July 12, 2022

s/Wilhelmina M. Wright
Wilhelmina M. Wright
United States District Judge